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Attorney for Plaintiff
Van A. Pena, Ph.D., M.D.

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

VAN A. PENA,

Plaintiff,

v.

JUDITH BJORNDAL,

Defendant.

Case No. C 00-04009 CW

**PLAINTIFF'S UNOPPOSED REQUEST
FOR A THIRTY (30) DAY EXTENSION
OF TIME TO FILE HIS FEE & COST
MOTION**

AND ~~PROPOSED~~ ORDER

Date: October 17, 2014
Courtroom: 2
Judge The Honorable Claudia Wilken
Trial Date November 4, 2013
Action Filed: October 31, 2001

NOW COMES PLAINTIFF VAN A. PENA, by and through his attorney of record, and hereby requests that this Court grant him a thirty (30) day extension of to file his fee motion. In support of this request, Plaintiff would show the Court the following:

1. Counsel for Plaintiff and Defendant have been negotiating in good faith the possibility of reaching a resolution of this case that would obviate an appeal¹ in this case and the need for this Court to rule on a motion for fees and costs.

¹ Defendant filed her Notice of Appeal because that is a jurisdictional deadline that cannot be extended by the parties or this Court.

1 2. Counsel for Defendant has agreed to a thirty (30) day extension to enable the
2 parties to continue the current negotiations.

3 3. Such an extension would be both in the interest of justice and judicial efficiency.
4

5 Dated: October 17, 2014

Respectfully Submitted,

6
7 /s/ _____
8 LAWRENCE J. KING
9 Attorney for Plaintiff

10
11 ~~PROPOSED~~ ORDER

12 Having reviewed Plaintiff's request for a thirty (30) day extension of time to file a motion
13 for fees & costs and finding good cause therefore, Plaintiff's request is hereby granted.
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15 Dated: October ____23, 2014

16 
17 The Honorable Claudia Wilken
18 United States District Judge
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